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January 13, 2004

Attorney Docket No.: 12361-024001

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Presented for filing is a new patent application claiming priority from a provisional patent application of:

Applicant: X. STEVE YAO

Title: SENSITIVE POLARIZATION MONITORING AND CONTROLLING

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	8
Claims	5
Abstract	1
Declaration	[To be Filed at a Later Date]
Drawing(s)	2

Enclosures:

- Request for NonPublication , 1 page.
- Application Cover Sheet, 1 page.
- Postcard.

Under 35 USC §119(e)(1), this application claims the benefit of prior U.S. provisional application 60/440,007, filed January 13, 2003.

Applicant claims small entity status.

Basic filing fee	\$385
Total claims in excess of 20 times \$9	\$0
Independent claims in excess of 3 times \$43	\$0
Fee for multiple dependent claims	\$0
Total filing fee:	\$385

CERTIFICATE OF MAILING BY EXPRESS MAIL

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Frederick P. Fish
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Under 37 CFR §1.53(f), no filing fee is being paid at this time.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 678-5070.

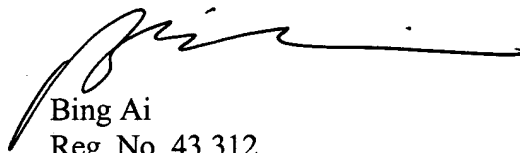
Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please direct all correspondence to the following:

20985

PTO Customer Number

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Bing Ai', with a long horizontal flourish extending to the right.

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**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

X. Steve Yao

Title

Sensitive Polarization Monitoring and
Controlling

Atty Docket Number

12361-024001

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

1/13/2004

Date

Signature

Bing Ai

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**